

Notice of Allowability

Application No.

09/598,125

Applicant(s)

MILLER ET AL.

Examiner

Jacqueline Wilson

Art Unit

2612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment received 09/27/04.
2. ☒ The allowed claim(s) is/are 1-4,6-13,15,16 and 18-24.
3. ☒ The drawings filed on 21 June 2000 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

Allowable Subject Matter

1. Claims 1-4, 6-13, 15, 16, and 18-24 are allowed.

Regarding Claim 1, the prior art neither teaches nor fairly suggests means for capturing images, storage means, a screen, means for displaying a graphical representation of the list of the stored captured images, a user interface, and means responsive to the selected particular graphical representation for causing the corresponding captured image signals to be applied to the screen for displaying on the screen the desired captured image, **wherein the image displaying means requires a predetermined retrieval time to display an image, and wherein if during a retrieval time a user selects another graphical representation, the retrieval is terminated,** as claimed in Claim 1.

Regarding Claim 10, the prior art neither teaches nor fairly suggests means for capturing images, storage means, a screen, means for displaying a graphical representation of the listed order of the stored captured images, a user interface, and means for causing a high resolution image from corresponding captured image signals of the selected graphical representation to be applied to the screen for displaying on the screen the desired high resolution captured image, **wherein the image displaying means requires a predetermined retrieval time to display an image, and wherein if during a retrieval time a user selects another graphical representation the retrieval is terminated,** as claimed in Claim 10.

Regarding Claim 18, the prior art neither teaches nor fairly suggests means for capturing images of scenes as image signals, storage means for storing the captured image signals, captured image signals being listed in the order in which the captured image signals were stored, a screen, means for displaying on the screen a graphical representation of the listed order of the stored captured images and moveable low resolution images corresponding to some of the captured images, wherein the graphical representation does not include captured image data, a user interface including means for changing the displayed low resolution images from the listed order of captured images and an adjustable indicator arranged so that a user can select a particular graphical representation from the displayed graphical list corresponding to a desired captured image, **wherein the adjustable indicator is movable at varying rates, and wherein the display means causes an additional visual indication to be displayed on the screen when the faster rate is selected** and means for causing a high resolution image from the corresponding captured image signals of the selected graphical representation to be applied to the screen for displaying on the screen the desired high resolution captured image, as claimed in Claim 18.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jacqueline Wilson whose telephone number is (703) 308-5080. The examiner can normally be reached on 8:30am-5:00pm (alternate Fridays off).

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wendy Garber can be reached on (703) 305-4929. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JW
12/07/04



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